

**IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF NEW YORK**

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|------------------------|---|---------------------------|
| DEBRA JOHNSON | : | |
| | : | |
| Plaintiff, | : | DOCKET NO. 07-3829 |
| | : | CIVIL ACTION |
| v. | : | |
| | : | |
| D.F. KING & CO., INC., | : | |
| and | : | |
| GARY VANCE THOMAS, | : | |
| | : | |
| Defendants. | : | |
| | : | |

VOLUNTARY NOTICE OF DISMISSAL

Plaintiff, by and through her undersigned counsel, hereby serves this Voluntary Notice of Dismissal, pursuant to Fed.R.Civ.P. 41(a)(1), dismissing Defendant Gary Vance Thomas from the above-captioned matter.

Respectfully submitted,

/s/ Adam C. Virant
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Date: September 27, 2007